

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

TRACY PINKNEY,
Petitioner,

v.

WARDEN ZYCH, et al.,
Respondents.

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Civil Action No. 7:11-cv-00502

ORDER

By: Hon. Michael F. Urbanski
United States District Judge

In accordance with the accompanying Memorandum Opinion entered this day, it is hereby

ORDERED

that petitioner's 28 U.S.C. § 2241 petition for a writ of habeas corpus is **DISMISSED without prejudice**, pursuant to Rules 1(b) and 4 of the Rules Governing § 2254 Cases; all pending motions are **DENIED as moot**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner.

Entered: January 19, 2012

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge